



## State of Utah

### Department of Natural Resources

MICHAEL R. STYLER  
*Executive Director*

### Division of Oil, Gas & Mining

JOHN R. BAZA  
*Division Director*

JON M. HUNTSMAN, JR.  
*Governor*

GARY R. HERBERT  
*Lieutenant Governor*

November 9, 2005

CERTIFIED RETURN RECEIPT  
7002 0510 0003 8603 2717

Mr. Curtis Larkin  
1947 North 2050 East  
Layton, Utah 84040

Subject: Reclamation Requirement, Gypsum Resource Development, White Cap #8 Mine, S/015/047, Emery County, Utah

Dear Mr. Larkin:

The Division of Oil, Gas and Mining hereby requires reclamation of the White Cap #8 Mine. According to the Division's records, the mine has been inactive for about the last ten years. The last reported production was in 1995, and every inspection report since then has indicated the mine is inactive.

Gypsum Resource Development is still the permittee of record for this site. In 2001, Mr. Clark Powell, the former claim holder, paid the permit fee, and signed a transfer form. The transfer form was sent to you by certified mail; however, the Division never received the signed form back.

The reasons and supporting rules for the reclamation requirement are:

1. Rule R647-3-112.4 requires an operator to notify the Division of a termination or suspension expected to exceed five years. The Division has not received this notification.
2. Rule R647-3-112.5 allows the Division to require reclamation of a small mining operation after five years of continued suspension and *requires* reclamation after ten years of suspension unless the operator appeals to the Board for a longer suspension period. The site has been inactive for about ten years.
3. Permit fees were last paid in 2001, about four years ago, and failure to pay permit fees suspends an operator's right to mine. There is no right to mine at this site.
4. On November 24, 2003, the Division received a letter from the Bureau of Land Management stating that your notice had expired and that



Page 2 of 2  
Curtis Larkin  
S/015/047  
November 9, 2005

reclamation was required. The BLM is the land management agency at this site, so no one has the right to enter and begin mining operations.

All reclamation must be completed by January 1, 2006. Reclamation standards are contained in rule R647-3-109. The site is to be graded to blend with surrounding areas, provide positive drainage, minimize erosion, promote successful revegetation, and to be stable. If there are compacted areas, these will need to be ripped. Runoff from the mine must be directed so it does not cause drainage control problems on the adjacent road.

Following regrading, topsoil is redistributed. The surface must be left in a roughened condition which might be done with a trackhoe or by ripping parallel to the contour. It is vital that the surface be left rough; the mine is in an area with low precipitation, and a rough surface helps to capture the water so it is more available for plant growth. Seeding should be done as soon as possible after surface preparation. See Practical Guide to Reclamation in Utah at: [http://ogm.utah.gov/minerals\\_program](http://ogm.utah.gov/minerals_program) for more information.

If you need additional time to complete the reclamation work, please contact the Division. Otherwise, if these deadlines are not met, the Division may take enforcement action which can include issuance of civil penalties.

Only the Board of Oil, Gas and Mining may extend a suspension period of more than ten years if good cause can be shown. If you wish to extend your permit, please contact Julie Carter, Board Secretary, (801) 538-5277 for information on requesting Board action. For questions about the technical aspects of reclamation, please call Paul Baker at 801-538-5261.

Sincerely,



Susan M. White  
Mining Program Coordinator  
Minerals Regulatory Program

SMW:PBB:jb

cc: Rebecca Doolittle, Price BLM

Rex Funk, Emery County Road Supervisor

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